1   ** §362 INFORMATION SHEET **

2 Todd and Christine Depriest   10-27695-LBR
   DEBTOR   BK NO.   MOTION NO.
3
   Wells Fargo Bank, N.A.   13
4 MOVANT   Chapter

5 PROPERTY INVOLVED IN THIS MOTION: 9541 New Utrecht Street
                                      Las Vegas, NV 89178
6 NOTICE SERVED ON:
   DEBTOR(S) x   ; DEBTOR(S)' COUNSEL   x   TRUSTEE   X
7

8 DATE OF SERVICE:

9 MOVING PARTY'S CONNECTIONS: * DEBTOR'S CONNECTIONS:
                                    *
10 THE EXTENT and PRIORITY of LIENS: * THE EXTENT and PRIORITY of LIENS:
                                    *
11 1ST_____ *1st Wells Fargo Bank, N.A.
                                    *   ($ 235,765.00)
12 2nd_____ * 2ND_____
                                    *
13 3RD_____ * 3RD_____
                                    *
14 4TH_____ * 4TH_____
                                    *
15 OTHER_____ * OTHER Taxes $18,695.00
                                    *
16 TOTAL ENCUMBRANCES:_____ TOTAL ENCUMBRANCES:$245,227.26
                                    *
17 APPRAISAL or OPINION as to VALUE: * APPRAISAL or OPINION as to VALUE:
                                    * $ 110,887.00
18 _____
   TERMS of MOVANT'S CONTRACT   * DEBTOR'S OFFER OF "ADEQUATE
19 with the DEBTOR: * PROTECTION" for MOVANT:
                                    *
20 AMOUNT OF NOTE: $ 235,765.00   *
                                    *
21 INTEREST RATE: 6.0%   *   Cure over 6 months
                                    *
22 DURATION: 30 years   *
                                    *SPECIAL CIRCUMSTANCES:
23 PAYMENT PER MONTH: $1,774.83   *
                                    *
24 DATE OF DEFAULT: 10/01/2010   *SUBMITTED BY:

25 AMOUNT IN ARREARS:$ 10,375.80   *STEPHAN MANNING, ESQ.
   Date of Notice of Default: n/a *Signature:/S/Stephen Manning
26   Nevada Bar # 011195
                                    1118 E. Carson Avenue
27   Las Vegas, NV 89101

28

LAW OFFICE OF FRANK SORRENTINO
FRANK SORRENTINO, ESQ.
Nevada Bar No. 000421
STEPHEN MANNING, ESQ.   **E-Filed On:** 04-22-2011
Nevada Bar No. 011195
1118 East Carson Avenue
Las Vegas, Nevada 89101
(702) 384-6824
Attorney for Debtors

1
2
3
4

UNITED STATES BANKRUPTCY COURT

5
6

DISTRICT OF NEVADA

7

In Re   )   Case No.: BK-S-10-27695-LBR
)   Chapter 13
8   )
TODD DEPRIEST and   )   Hearing Date: **May 11, 2011**
9 **CHRISTINE BEATINGO-DEPRIEST**   )   Hearing Time: **10:30 a.m.**
)
10   Debtors   )
)
11 _____)

12   **OPPOSITION TO MOTION FOR RELIEF FROM AUTOMATIC STAY**

13   COME NOW, Debtors, TODD DEPRIEST and CHRISTINE BEATINGO-

14 DEPRIEST, by and through their attorney, STEPHEN MANNING, ESQ.,

15 of the LAW OFFICE OF FRANK SORRENTINO, and respectfully request

16 this Court to deny the MOTION FOR RELIEF FROM AUTOMATIC STAY

17 filed by WELLS FARGO BANK, N.A. by and through its attorney,

18 GREGORY L. WILDE, ESQ., of TIFFANY & BOSCO, P.A.

19   **POINTS AND AUTHORITIES**

20   11 USC Section 362(d)(1) states that the Court may

21 terminate, modify or condition stay:

22   "for cause, including the lack of adequate protection
             of an interest in property of such party in
23   interest;—"

24   11 USC Section 362(d)(2) the Court may terminate, modify or
   condition a stay:

25   "with respect to a stay of an act against property
26   under subsection (a) of this section, if-

27   (A) the debtor does not have an equity in such
                  property AND

28   (B) such property is not necessary to an effective
                  reorganization

                                  1

STATEMENT OF FACT

Debtors' property is located at 9541 New Utrecht, Las Vegas, NV 89178. The property was valued at approximately $ 110,887.00 at the time of filing. Debtors' home is necessary for an effective reorganization.

11 USC Section 362(d)(1) may apply as:

1.   Debtors' are in the process of inquiring about a possible loan modification.

CONCLUSION

THEREFORE, Debtors request that the MOTION FOR RELIEF FROM AUTOMATIC STAY be denied so that Debtors may proceed with their loan modification.

DATED this 22nd day of April, 2011.

                              LAW OFFICE OF FRANK SORRENTINO

                                  /s/ Stephen Manning
                         By:_____
                              STEPHEN MANNING, ESQ.
                              Nevada Bar No. 011195
                              1118 East Carson Avenue
                              Las Vegas, Nevada 89101
                              Attorney for Debtors

2

CERTIFICATE OF MAILING

I, the undersigned, an employee of the Law Office of Frank Sorrentino, hereby certify that on the 22nd day of April, 2011, I deposited in the United States Mail, first class mail, postage pre-paid, a true and correct copy of the **Opposition to Motion For Relief From Automatic Stay** to all parties listed below:

Rick A. Yarnall
Chapter 13 Trustee
701 Bridger Avenue, # 820
Las Vegas, Nevada 89101

Gregory L. Wilde, Esq.
Wilde & Associates
212 S. Jones Blvd.
Las Vegas, Nevada 89107

Todd and Christine Depriest
9541 New Utrecht Street
Las Vegas, NV 89178

                                    /s/ Angela P. Ballard
                          By_____
                             An Employee of the Law Office of
                             Frank Sorrentino

3